

THE LAW OFFICES OF DORN G. BISHOP, APC
DORN G. BISHOP (SB#147994)
701 B Street, Suite 1000
San Diego, California 92101
Telephone: (619) 233-3380

Attorneys for Defendant
WAYNE JOSEPH FERNANDES

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
(HONORABLE BARRY TED MOSKOWITZ)**

UNITED STATES OF AMERICA,

Plaintiff,

v.

PETER CARLO MERTENS (1),
WAYNE JOSEPH FERNANDES (2),
WILLIAM HAMMAN (3), and
BETTINA THAKORE (4).

Defendants.

CASE NO.: 08CR0440-BTM

**DEFENDANT WAYNE JOSEPH
FERNANDES' NOTICE OF MOTION
AND MOTION TO JOIN MOTIONS OF
CO-DEFENDANT WILLIAM HAMMAN
(1) TO COMPEL DISCOVERY; AND
(2) FOR LEAVE TO FILE FURTHER
MOTIONS**

**Date: March 28, 2008
Time: 1:30 p.m.**

1 **TO: KAREN P. HEWITT, UNITED STATES ATTORNEY, AND**
2 **SHERRI WALKER HOBSON, ASSISTANT UNITED STATES ATTORNEY**

3 PLEASE TAKE NOTICE that on March 28, 2008, at 1:30 p.m., or soon thereafter as
4 counsel may be heard, Defendant Wayne Joseph Fernandes, by and through his attorney of
5 record, Dorn G. Bishop of the Law Offices of Dorn G. Bishop, APC, will and hereby does move
6 this court for an order joining Defendant William Hamman's motions (1) to compel discovery
7 and (2) for leave to file further motions.

8 Counsel for Mr. Fernandes was informed earlier this week that approximately 1,700
9 pages of discovery from the Government are ready for production. Counsel anticipates that he
10 will have obtained those materials and will have started to review them by the March 28, 2008
11 hearing in this matter. However, counsel will need additional time to complete his review, to
12 conduct additional research, and to prepare appropriate pretrial motions. In addition, counsel is
13 unaware at this time how much additional discovery the Government may be planning to
14 produce, or when.

15 For these reasons, Mr. Fernandes respectfully suggests that the Court continue the motion
16 hearing in this matter for a period of approximately sixty (60) days.

17 DATED: March 11, 2008

Respectfully submitted,

18 THE LAW OFFICES OF DORN G. BISHOP, APC

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20 By: /s/Dorn G. Bishop
Dorn G. Bishop
21 Attorneys for Defendant Wayne Joseph Fernandes

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4 Attorneys for Defendant
5 WAYNE JOSEPH FERNANDES
6
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8

9 **UNITED STATES DISTRICT COURT**
10 **SOUTHERN DISTRICT OF CALIFORNIA**
11 **(HONORABLE BARRY TED MOSKOWITZ)**

12 UNITED STATES OF AMERICA,
13 Plaintiff,

14 v.

15 PETER CARLO MERTENS (1),
16 WAYNE JOSEPH FERNANDES (2),
17 WILLIAM HAMMAN (3), and
18 BETTINA THAKORE (4).

19 Defendants.
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CASE NO.: 08CR0440-BTM

CERTIFICATE OF ECF SERVICE

Date: March 28, 2008
Time: 1:30 p.m.

CERTIFICATE OF ECF SERVICE

I am employed in the County of San Diego, State of California. I am over the age of 18 years and not a party to this action. My business address is 701 B Street, Suite 1000, San Diego, California 92101.

On March 13, 2008, I served the following document described as:

**DEFENDANT WAYNE JOSEPH FERNANDES' NOTICE OF MOTION AND
MOTION TO JOIN MOTIONS OF CO-DEFENDANT WILLIAM HAMMAN (1)
TO COMPEL DISCOVERY; AND (2) FOR LEAVE TO FILE FURTHER
MOTIONS**

on the ECF system and served pursuant to General Order No. 550,
with:

Clerk of the Court
United States District Court
Southern District of California
880 Front Street
San Diego, CA 92101

Sherri Walker Hobson, AUSA
U.S. Attorney's Office
880 Front Street
San Diego, CA 92101
sherri.hobson@usdoj.gov
Attorneys for Plaintiff United State of America

Patrick Q. Hall
Seltzer Caplan McMahon Vitek
750 B Street, Suite 2100
San Diego, CA 92101
Email: hall@scmv.com
Attorneys for Defendant Peter Carlo Mertens (1)

Frank J. Ragen II
Law Offices of Frank Ragen
105 West F Street, Suite 215
San Diego, CA 92101
Email: fjragen@aol.com
Attorneys for Defendant William Hamman (3)

Lisa J. Damiani, Esq.
Damiani Law Group
701 B St #1110
San Diego, CA 92101
ljdamiani@damianilawgroup.com
Attorneys for Defendant Bettina Thakore (4)

Executed on March 13, 2008, at San Diego, California.


Kim Davis